

**ENTERED**

July 27, 2023

Nathan Ochsner, Clerk

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION****In re:****FREE SPEECH SYSTEMS, LLC,****DEBTOR.**§  
§  
§  
§  
§  
§**Case No. 22--60043****(Subchapter V Debtor)  
Chapter 11****ORDER GRANTING EMERGENCY MOTION TO APPROVE ASSUMPTION OF  
COMMERCIAL REAL PROPERTY LEASE WITH BCC UBC LLC.**

Upon the *Debtor's Emergency Motion to Approve Assumption of Commercial Real Property Lease with BCC UBC LLC* ("Motion")<sup>1</sup>; for authority to assume the Lease Agreement, as more fully set forth in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. § 1334; and consideration of the Motion and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided, and it appearing that no other or further notice need be provided; and the Court having determined that the legal and factual bases set forth in the Motion establish (i) the exercise of business judgment by the Debtor, (ii) demonstration of adequate assurance of future performance under the Lease Agreement; and (iii) just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, **IT IS HEREBY ORDERED THAT:**

1. Pursuant to sections 365(a) and 105(a) of the Bankruptcy Code, the Lease Agreement, as modified and amended, is deemed to be assumed in its entirety.

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<sup>1</sup> Capitalized terms used by not otherwise defined in this Order shall have the meanings ascribed to such terms in the Motion.

2. The Debtor is authorized to take all steps necessary or appropriate to carry out the relief granted in this Order.

3. The Debtor is current on its obligations under the Lease Agreement and no cure is required pursuant to Section 365(b)(1).

4. The Court retains exclusive jurisdiction with respect to all matters arising or related to the implementation, interpretation, and enforcement of this Order.

Signed: July 27, 2023

  
\_\_\_\_\_  
Christopher Lopez  
United States Bankruptcy Judge

United States Bankruptcy Court  
Southern District of Texas

In re:  
Free Speech Systems LLC  
Official Committee of Unsecured Creditor  
Debtors

Case No. 22-60043-cml  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0541-4  
Date Rcvd: Jul 27, 2023

User: ADIuser  
Form ID: pdf002

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The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 29, 2023:**

Recip ID	Recipient Name and Address
db	+ Free Speech Systems LLC, 3019 Alvin Devane Blvd. STE 300, Austin, TX 78741-7417
aty	Kyung Shik Lee, Shannon & Lee LLP, Pennzoil Place-Suite 1300, HOUSTON, TX 77027, UNITED STATES
aty	+ Richard A. Cochrane, Caldwell Cassady Curry PC, 2121 N. Pearl St., Ste. 1200, Dallas, TX 75201-2494
aty	+ Shannon & Lee LLP, 700 Milam Street, STE 1300, Houston, TX 77002-2736
intp	+ Alex E Jones, c/o Jordan & Ortiz PC, 500 N Shoreline Blvd, Ste 900, Corpus Christi, TX 78401-0658
cr	+ Ally Bank, c/o Quilling, Selander, et al, 2001 Bryan Street, Suite 1800, Dallas, TX 75201-3070
cr	+ David Wheeler, et al., c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701-0137
cr	+ Elevated Solutions Group, LLC, c/o Walker & Patterson, P.C., P.O. Box 61301, Houston, TX 77208-1301
cr	#+ Leonard Pozner, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700 Houston, TX 77002-6774
cr	#+ Marcel Fontaine, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin, Suite 2700 Houston, TX 77002-6774
cr	#+ Neil Heslin, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700 Houston, TX 77002-6774
crcm	+ Official Committee of Unsecured Creditors of Alexa, c/o Marty L. Brimmage, Jr., Akin Gump Strauss Hauer & Feld LLP, 2300 N. Field Street, Suite 1800, Dallas, TX 75201-4675
cr	+ Reeves Law, PLLC, 702 Rio Grande St., Ste. 203, Austin, TX 78701-2720
cr	+ Richard M. Coan, c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701-0137
cr	#+ Scarlett Lewis, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700 Houston, TX 77002-6774
cr	+ Security Bank of Crawford, P.O. BOx 90, Crawford, Tx 76638-0090
cr	#+ Veronique De La Rosa, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700 Houston, TX 77002-6774

TOTAL: 17

**Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.**

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/PDF: acg.acg.ebn@aisinfo.com	Jul 27 2023 19:57:38	Ally Bank, c/o AIS Portfolio Services, LLC, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
crcm	+ Email/Text: mbrimmage@akingump.com	Jul 27 2023 19:49:00	Official Committee of Unsecured Creditors of Alexa, c/o Marty L. Brimmage, Jr., Akin Gump Strauss Hauer & Feld LLP, 2300 N. Field Street, Suite 1800, Dallas, TX 75201-4675
cr	+ Email/Text: lemaster@slollp.com	Jul 27 2023 19:48:00	PQPR Holdings Limited, LLC, c/o Streusand Landon Ozburn & Lemmon LLP, attn: Stephen Lemmon, 1801 S. Mopac Expressway, Suite 320, Austin, TX 78746-9817
cr	^ MEBN	Jul 27 2023 19:44:42	Texas Comptroller of Public Accounts, Revenue Acco, Christopher J. Dylla, P.O. Box 12548, Austin, TX 78711-2548
cr	+ Email/Text: BKECF@traviscountytx.gov	Jul 27 2023 19:49:00	Travis County, c/o Jason A. Starks, P.O. Box 1748, Austin, TX 78767-1748

TOTAL: 5

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## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
atp		Akin Gump Strauss Hauer & Feld LLP
cr		ADP TotalSource, Inc.
wit		Charles "Charlie" Cicack
res		Cicack Holdings, LLC
intp		David Ross Jones
op		Marc Schwartz
op		Marc Schwartz
op		Schwartz Associates, LLC
op		Schwartz and Associates, LLC
intp		Shelby A Jordan
intp		Sweetwater Holdings Group, Inc.
op		W. Marc Schwartz

TOTAL: 12 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 29, 2023

Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 27, 2023 at the address(es) listed below:

Name	Email Address
Avi Moshenberg	on behalf of Creditor Leonard Pozner avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Creditor Marcel Fontaine avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Plaintiff Veronique De La Rosa avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Creditor Veronique De La Rosa avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Plaintiff Marcel Fontaine avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Creditor Neil Heslin avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Creditor Scarlett Lewis avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Plaintiff Estate of Marcel Fontaine avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Plaintiff Neil Heslin avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Avi Moshenberg	on behalf of Plaintiff Scarlett Lewis avi.moshenberg@mhllp.com patricia.flores@mhllp.com

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Avi Moshenberg	on behalf of Plaintiff Leonard Pozner avi.moshenberg@mhllp.com patricia.flores@mhllp.com
Bradley J. Reeves	on behalf of Creditor Reeves Law PLLC bradley.reeves@pillsburylaw.com
Christina Walton Stephenson	on behalf of Debtor Free Speech Systems LLC Crissie.Stephenson@crowedunlevy.com elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com
Christina Walton Stephenson	on behalf of Interested Party Alex E Jones Crissie.Stephenson@crowedunlevy.com elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com
Christopher Dylla	on behalf of Creditor Texas Comptroller of Public Accounts Revenue Accounting Division Christopher.Dylla@azag.gov
Elizabeth Carol Freeman	on behalf of Trustee Melissa A Haselden liz@lizfreemanlaw.com kgradney@jw.com;dtrevino@jw.com;jpupo@jw.com;JacksonWalkerLLP@jubileebk.net
Elyse M Farrow	on behalf of Trustee Melissa A Haselden EFarrow@HaseldenFarrow.com elysefarrow@gmail.com
Federico Andino Reynal	on behalf of Defendant Free Speech Systems LLC areynal@frlaw.us
Federico Andino Reynal	on behalf of Defendant Alex E. Jones areynal@frlaw.us
Federico Andino Reynal	on behalf of Defendant AEJ HOLDINGS LLC areynal@frlaw.us
Federico Andino Reynal	on behalf of Defendant AEJ TRUST 2018 areynal@frlaw.us
Ha Minh Nguyen	on behalf of U.S. Trustee US Trustee ha.nguyen@usdoj.gov
Jarrold B. Martin	on behalf of Creditor Neil Heslin jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com
Jarrold B. Martin	on behalf of Plaintiff Leonard Pozner jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com
Jarrold B. Martin	on behalf of Plaintiff Scarlett Lewis jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com
Jarrold B. Martin	on behalf of Creditor Leonard Pozner jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com
Jarrold B. Martin	on behalf of Plaintiff Estate of Marcel Fontaine jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com
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Jarrold B. Martin	on behalf of Plaintiff Veronique De La Rosa jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com
Jarrold B. Martin	on behalf of Creditor Scarlett Lewis jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com
Jarrold B. Martin	on behalf of Plaintiff Neil Heslin jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

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Jason Starks	on behalf of Creditor Travis County bkecf@traviscountytexas.gov
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Jennifer Jaye Hardy	on behalf of Plaintiff Veronique De La Rosa jhardy2@willkie.com mao@willkie.com
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Jennifer Jaye Hardy	on behalf of Creditor Scarlett Lewis jhardy2@willkie.com mao@willkie.com
Jennifer Jaye Hardy	on behalf of Creditor Neil Heslin jhardy2@willkie.com mao@willkie.com
Jennifer Jaye Hardy	on behalf of Plaintiff Neil Heslin jhardy2@willkie.com mao@willkie.com
Jennifer Jaye Hardy	on behalf of Plaintiff Leonard Pozner jhardy2@willkie.com mao@willkie.com
Jennifer Jaye Hardy	on behalf of Plaintiff Scarlett Lewis jhardy2@willkie.com mao@willkie.com
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Johnie J Patterson	on behalf of Creditor Elevated Solutions Group LLC wandp.ecf@gmail.com;WalkerPatterson@jubileebk.net;wp@ecf.courtdrive.com
Joseph S.U. Bodoff	on behalf of Creditor ADP TotalSource Inc. jbodoff@rubinrudman.com
Kimberly A Walsh	on behalf of Creditor Texas Comptroller of Public Accounts Revenue Accounting Division bk-kwalsh@oag.texas.gov, sherri.simpson@oag.texas.gov
Kyung Shik Lee	on behalf of Attorney Kyung Shik Lee kslee50@gmail.com Courtnotices@kasowitz.com
Kyung Shik Lee	on behalf of Debtor Free Speech Systems LLC kslee50@gmail.com Courtnotices@kasowitz.com
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Marty L Brimmage	on behalf of Creditor Committee Official Committee of Unsecured Creditors of Alexander E. Jones mbrimage@akingump.com lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com
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Marty L Brimmage	on behalf of Creditor Veronique De La Rosa mbrimage@akingump.com lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com
Marty L Brimmage	on behalf of Creditor Neil Heslin mbrimage@akingump.com lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com
Marty L Brimmage	on behalf of Creditor Marcel Fontaine mbrimage@akingump.com lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com
Marty L Brimmage	on behalf of Creditor David Wheeler et al. mbrimage@akingump.com, lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

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Melissa Anne Haselden	on behalf of Trustee Melissa A Haselden mhaselden@haseldenfarrow.com haseldenbankruptcy@gmail.com,haselden.melissaa.r104367@notify.bestcase.com
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Patrick Michael Lynch	on behalf of Creditor Ally Bank plynych@qslwm.com jtownzen@qslwm.com
R. J. Shannon	on behalf of Debtor Free Speech Systems LLC rshannon@shannonpllc.com rshannon@shannonleellp.com;7044075420@filings.docketbird.com
R. J. Shannon	on behalf of Attorney Shannon & Lee LLP rshannon@shannonpllc.com rshannon@shannonleellp.com;7044075420@filings.docketbird.com
Raymond William Battaglia	on behalf of Debtor Free Speech Systems LLC rbattagliaw@outlook.com rwbresolve@gmail.com
Raymond William Battaglia	on behalf of Interested Party Alex E Jones rbattagliaw@outlook.com rwbresolve@gmail.com
Ryan E Chapple	on behalf of Creditor Richard M. Coan rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff David Wheeler rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Scarlett Lewis rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Neil Heslin rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Marcel Fontaine rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff Wlliam Aldenberg rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor William Aldenberg rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Mark Barden rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff William Sherlach rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Donna Soto rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Robert Parker rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff Carlos M. Soto rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor William Sherlach rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Jacqueline Barden rchapple@cstrial.com apretnice@cstrial.com

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Ryan E Chapple	on behalf of Creditor David Wheeler et al. rchapple@cstrial.com, apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Jillian Soto-Marino rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff Richard M. Coan rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor David Wheeler rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff Jennifer Hensel rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Carlee Soto Parisi rchapple@cstrial.com apretnice@cstrial.com
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Ryan E Chapple	on behalf of Creditor Veronique De La Rosa rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Carlos M. Soto rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Leonard Pozner rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff Jillian Soto Marino rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Nicole Hockley rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff Carlee Soto-Parisi rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff Mark Barden rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Francine Wheeler rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Creditor Ian Hockley rchapple@cstrial.com apretnice@cstrial.com
Ryan E Chapple	on behalf of Plaintiff Donna Soto rchapple@cstrial.com apretnice@cstrial.com
Shelby A Jordan	on behalf of Defendant Alexander E. Jones cmadden@jhwclaw.com
Shelby A Jordan	on behalf of Interested Party Alex E Jones cmadden@jhwclaw.com
Shelby A Jordan	on behalf of Interested Party Shelby A Jordan cmadden@jhwclaw.com
Stephen A Roberts	on behalf of Interested Party David Ross Jones sroberts@srobertslawfirm.com 1222805420@filings.docketbird.com
Stephen Wayne Lemmon	on behalf of Defendant PLJR HOLDINGS LLC lemmon@slolp.com, mates@slolp.com
Stephen Wayne Lemmon	on behalf of Defendant PQPR HOLDINGS LIMITED LLC lemmon@slolp.com, mates@slolp.com



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Stephen Wayne Lemmon	on behalf of Creditor PQPR Holdings Limited LLC lemmon@slollp.com, mates@slollp.com
Stephen Wayne Lemmon	on behalf of Defendant PLJR HOLDINGS LIMITED LLC lemmon@slollp.com, mates@slollp.com
US Trustee	USTPRegion07.HU.ECF@USDOJ.GOV
Vickie L Driver	on behalf of Interested Party Alex E Jones Vickie.Driver@crowedunlevy.com elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com
Walter J Cicack	on behalf of Respondent Cicack Holdings LLC wcicack@hcgllp.com, mallen@hcgllp.com
Walter J Cicack	on behalf of Witness Charles "Charlie" Cicack wcicack@hcgllp.com mallen@hcgllp.com
Walter J Cicack	on behalf of Interested Party Sweetwater Holdings Group Inc. wcicack@hcgllp.com, mallen@hcgllp.com

TOTAL: 119